

Let the records show that in the case of Ella I. Toms, et al, vs. The Unknown Heirs, Devisees, Personal Representatives, Decedents or Successors in Interest of Daniel Fundenburg, Henry Barrick, Jacob Eichelberger, Andrew Smith, William Patterson and James Smith, all deceased, No. 28,116 Equity, in the Circuit Court for Frederick County, Maryland, that Wilbur F. Sheffield, Jr., Court Examiner, made inquiry as to the posture of the case and found that it was to be taken pro confesso by order of the Circuit Court for Frederick County, passed on the 1st day of September, 1978 prior to the time the witnesses were sworn.

AGNES DE GRANGE, COMPLAINANT, produced on behalf of the Complainants, after being duly sworn, deposes and says:

Questions by Mr. Sheffield:

Q. Would you state your name, age and residence?

A. Agnes DeGrange, age 53 and I live at Route 13, Box 58, Frederick, Maryland.

Q. How long have you been a resident of Frederick County, Maryland?

A. All my life.

Q. Are you related to the parties in this case?

A. Yes, sister.

Questions by Mr. Gastley:

I would like to introduce into evidence Exhibits 1 through 23.

Q. Mrs. DeGrange, I show you a copy of the deed being Exhibit 2, in this case from the Personal Representatives to the heirs, which was done in 1972 and ask are you one of the grantees in this deed?

A. Yes.

Q. Along with that deed is a plat, also being Exhibit 2, surveyed by Sutcliffe that shows the property as being on both sides of Fish Hatchery Road, is that correct?

A. Yes, the house and barns lie on the North side.

Q. The Plat shows that the property is fenced on the North side and partially fenced on the South side is that correct?

A. Yes.

Q. The property owned by Charles L. Holt, is this a piece of the property owned by your father, Leslie?